

### REMARKS

In response to the Office Action, Applicant respectfully requests the Examiner to reconsider the above-captioned application in view of the following comments.

#### Discussion of Non-statutory Double Patenting

Claims 1-9, and 12-32 have been rejected on the ground of non-statutory obviousness-type double patenting as being unpatentable over Claims 1, 2, 9-13, 15-17, 24-30 of co-pending Application No. 11/911139, now granted as Patent No. 7,828,776 on November 9, 2010. Applicant herewith submits a Terminal Disclaimer with respect to U.S. Patent Application No. 11/911139, now granted as Patent No. 7,828,776 and in accordance with 37 C.F.R. § 1.321(c). Accordingly Applicant respectfully requests withdrawal of the rejection.

### CONCLUSION

In the light of the foregoing Remarks, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any remaining concerns which might prevent the prompt allowance of the application, the Examiner is respectfully invited to contact the undersigned at the telephone number appearing below.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: December 7, 2010

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